

SIXTH DAY

(Monday, July 6, 1959)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by Senator Weinert.

The roll was called and the following senators were present:

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood

Absent—Excused

Fuller

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

“O Lord, Thou didst bear the cross and despise its shame for the joy that was set before it. Teach us now that there can be no peace without pain; no security without sacrifice, and give us grace to take up our cross and follow Thee. We pray in the name of Him who died for us. Amen.”

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, July 2, 1959, was dispensed with and the Journal was approved.

Leave of Absence

Senator Fuller was granted leave of absence for today on account of important business on motion of Senator Parkhouse.

Message from the House

Hall of the House of Representatives
Austin, Texas,
July 6, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 16, An Act amending Section 1 of Chapter 214, Acts of the 51st Legislature, Regular Session, 1949, by correcting the boundary description of Hidalgo County Road District Number 11; and declaring an emergency.

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Resolution 40

Senator Willis offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate, Jo Helen Montford, Doris Frederick and Barbara Buchanan of Tarrant County, Texas; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Willis by unanimous consent presented the guests to the Members of the Senate.

Senate Bill 31 on First Reading

By unanimous consent the following bill was introduced, read first time and referred to the committee indicated:

By Senator Baker:

S. B. No. 31, A bill to be entitled “An Act amending and re-enacting Chapter 173, Acts of the Forty-seventh Legislature, Regular Session, 1941, as amended, relating to the issuance, expiration, renewal, cancellation, suspension and revocation of operator’s, commercial operator’s, and chauffeur’s driver’s licenses, and relating to violations, remitting of fees, penalties, reporting requirements and other general provisions; providing rules of construction; providing a savings clause; repealing laws in conflict; providing for severability; and declaring an emergency.”

To the Committee on State Affairs.

Senate Resolution 41

Senator Aikin offered the following resolution:

Whereas, We are honored today to have as a visitor in the Senate Frederick William Haworth of Fort Worth, Texas; and

Whereas, We desire to welcome this distinguished visitor to the Capitol Building and Capital City; now, therefore, be it

Resolved, That his presence be recognized by the Senate of Texas and that he be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senate Bill 6 on Second Reading

The Senate resumed the consideration of the pending business, same being S. B. No. 6 on its second reading with an amendment by Senator Gonzalez pending.

Question—Shall the amendment by Senator Gonzalez to S. B. No. 6 be adopted?

(Senator Hardeman in the Chair.)

Recess

On motion of Senator Parkhouse the Senate at 11:55 o'clock p.m. took recess until 2:00 o'clock p.m. today.

After Recess

Senator Hardeman called the Senate to order at 2:00 o'clock p.m. today.

Senate Bill 6 on Second Reading

The Senate resumed the consideration of the pending business, same being S. B. No. 6 on its second reading with an amendment by Senator Gonzalez pending.

Question—Shall the amendment by Senator Gonzalez to S. B. No. 6 be adopted?

(Senator Aikin in the Chair.)

(Pending discussion by Senator Gonzalez of his amendment, Senator Lane occupied the Chair.)

(Senator Aikin in the Chair.)

(Pending further discussion by Senator Gonzalez of his amendment, Senator Martin occupied the Chair.)

(Senator Aikin in the Chair.)

Senator Fly moved to table the pending amendment by Senator Gonzalez.

Question on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—17

Aikin	Moore
Colson	Owen
Dies	Parkhouse
Fly	Reagan
Hardeman	Roberts
Hazlewood	Smith
Lane	Weinert
Martin	Wood
Moffett	

Nays—13

Baker	Kazen
Bradshaw	Krueger
Crump	Phillips
Fuller	Rogers
Gonzalez	Secrest
Herring	Willis
Hudson	

Absent

Ratliff

Question on engrossment of the bill, yeas and nays were demanded.

S. B. No. 6, was passed to engrossment by the following vote:

Yeas—16

Aikin	Moffett
Colson	Moore
Dies	Parkhouse
Fly	Reagan
Hardeman	Roberts
Hazlewood	Smith
Lane	Weinert
Martin	Wood

Nays—14

Baker	Kazen
Bradshaw	Krueger
Crump	Owen
Fuller	Phillips
Gonzalez	Rogers
Herring	Secrest
Hudson	Willis

Absent

Ratliff

Senate Resolution 42

Senator Aikin offered the following resolution:

Whereas, We are honored today to have as a visitor in the Senate Hon. Horace K. Jackson; and

Whereas, We desire to welcome this distinguished visitor to the Capitol Building and Capital City; now, therefore, be it

Resolved, That his presence be recognized by the Senate of Texas and that he be extended the official welcome of the Senate and the privileges of the floor for today.

The resolution was read and was adopted.

Senator Aikin by unanimous consent presented Mr. Jackson to the Members of the Senate.

Senate Bill 32 on First Reading

Pursuant to the provisions of the Emergency Message received from the Governor July 2, 1959 and by unanimous consent, the following bill was introduced, read first time and referred to the committee indicated:

By Senator Herring:

S. B. No. 32, A bill to be entitled "An Act to transfer to the Central Education Agency all lands, funds, and property belonging to or purchased for the Texas Blind, Deaf and Orphan School, providing that the Central Education Agency shall have exclusive jurisdiction and control over the Texas Blind, Deaf and Orphan School; prescribing certain duties of the Commissioner of Education; providing for jurisdiction over all physical assets; providing that all appropriations, grants, and gifts made for the benefit of the Texas Blind, Deaf and Orphan School shall be administered and expended by the Central Education Agency; and declaring an emergency."

To the Committee on State Affairs.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
July 6, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 23, A bill to be entitled "An Act amending Chapter 412, Acts of the 53rd Legislature, Regular Session, 1953, as amended by Chapter 193, Acts of the 54th Legislature, Regular Session, 1956, Chapter 31, Acts of the 55th Legislature, Second

Called Session, 1957, so as to provide certain adjustments in the number of Directors to be appointed from the City of Tyler in the event said City shall be annexed to the District; so as to more definitely establish the boundaries and area of the District; so as to limit the amount of bonds which may be issued by the District supported wholly or partially by taxation; so as to permit stage development of the District's Blackburn Crossing Project; so as to provide the methods and procedures by which any of the three present member cities of the District may be detached therefrom and making permanent the boundaries and areas of the District after the results of the procedures for detachment have been determined so as to provide methods for the payment of outstanding bonds and indebtedness of the District in the event areas are detached; repealing all laws and parts thereof in conflict with this Act; providing a severability clause; enacting such other provisions as are incident and relate to the purposes named; and declaring an emergency."

S. B. No. 20, A bill to be entitled "An Act empowering any city which heretofore has held an election authorizing the sale of its natural gas system to lease such system and to grant to the lessee or to others an option to purchase such system; prescribing certain conditions under which such contract may be made; enacting other provisions related to the subject; and declaring an emergency."

S. B. No. 26, A bill to be entitled "An Act authorizing certain home rule cities to pledge an ad valorem tax to the payment of airport operation and maintenance expense as a supplement to the revenues and income derived from the operation of their airport or airports; providing that said tax shall be used for such purposes to the extent required by an ordinance authorizing issuance of airport revenue bonds under provisions of Chapter 43, Acts of 53rd Legislature, First Called Session, 1954, as amended; authorizing the making of certain covenants in proceedings issuing such bonds with respect to the use of said tax for such purpose; making said tax for such purpose available for like use upon issuance of bonds to refund outstanding rev-

enue bonds issued under said Chapter 43, supra, and additional bonds issued for purposes permitted under said Chapter 43; enacting other provisions relating to the subject and declaring an emergency."

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Adjournment

On motion of Senator Hardeman the Senate at 5:18 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

SEVENTH DAY

(Tuesday, July 7, 1959)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following senators were present:

Aikin	Lane
Baker	Martin
Bradshaw	Moffett
Colson	Moore
Crump	Owen
Dies	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis

Absent—Excused

Wood

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

"O God our Father, amid the perplexities and doubts that torment and divide us, open a plain path wherein we may walk in confidence and faith; keep us strong in courage and loyal to the faith of our fathers, through Jesus Christ our Lord. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence

Senator Wood was granted leave of absence for today on account of important business on motion of Senator Moore.

Message from the House

Hall of the House of Representatives
Austin, Texas,
July 7, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 26, An Act amending Subsection (2), Section 1, Article 3.50 of the Insurance Code by defining the word "member" as used in said Subsection (2); and declaring an emergency.

H. B. No. 29, An Act to authorize and direct the Game and Fish Commission to negotiate and make reciprocal agreements to allow sport and commercial fishermen to fish and sportsmen to hunt migratory water fowl on lakes and rivers located upon a common boundary with another state, allowing reciprocal agreements on license with other states and repealing all laws in conflict; granting the Commission power to issue proclamations, rules and regulations to carry out such agreements; providing a penalty; and declaring an emergency.

H. B. No. 33, An Act relating to Port of Beaumont Navigation District of Jefferson County, Texas; authorizing said District to issue tax bonds, revenue bonds, and combination tax-revenue bonds; and containing provisions relative thereto; providing that this Act shall be cumulative of other laws pertaining to said District; providing a severability clause; and declaring an emergency.

H. B. No. 34, An Act creating a conservation and reclamation district under the provisions of Section 50, Article XVI, Constitution of Texas, to be known as "Mayfair Park Municipal Utility District"; prescribing its rights, powers, privileges, and duties; providing the District shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; containing other provisions re-